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Attorneys for Defendants
GENE HENSLEY, DAVID HERRICK,
JOHN HENLEY, PEGGY FRY and
JOHN McCONNELL

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CLARK and REBECCA WIXON and
NORMAN and BARBARA WIXON, on
behalf of themselves and all others similarly
situated,

Plaintiffs,

v.

WYNDHAM RESORT DEVELOPMENT
CORP. (f/k/a Trendwest Resorts, Inc.), GENE
HENSLEY, DAVID HERRICK, JOHN
HENLEY, PEGGY FRY, AND JOHN
McCONNELL, and nominally,
WORLD MARK, THE CLUB,

Defendants.

Case No. C 07-2361 JSW

**STIPULATION AND ~~PROPOSED~~
ORDER REVISING SCHEDULE AND
PAGE ALLOWANCE FOR
RESPONSIVE PLEADING TO
PLAINTIFFS' THIRD AMENDED
COMPLAINT**

Class and Derivative Action

WHEREAS, the parties previously stipulated to and the Court granted an order giving the Plaintiffs a one-week extension to file their Third Amended Complaint (to August 29, 2008) and adjusting accordingly the due date for Defendants to file responsive pleadings (September 19, 2008) (Dkt. #142, 149); and

WHEREAS, lead counsel for the Director Defendants has experienced unexpected family and professional conflicts that have required her close attention; and

WHEREAS, Plaintiffs' Third Amended Complaint contains 46 pages of allegations, fifteen pages more than the Second Amended Complaint; and

WHEREAS, Director Defendants intend to file an motion to dismiss in response to Plaintiffs' Third Amended Complaint; and

WHEREAS, counsel for the Director Defendants has requested and Counsel for Plaintiffs and Defendant Wyndham Resort Development Corporation have agreed to reset the briefing schedule and page limitations as set forth below.

IT IS HEREBY STIPULATED by and between Plaintiffs and Defendants by and through their respective counsel that Director Defendants and Wyndham Resort Development Corporation's pleadings filed in response to Plaintiffs' Third Amended Complaint shall be served and filed on or before September 26, 2008. Additionally, the page limitation set by the Court's Civil Standing Order is modified to allow the Director Defendants and Plaintiffs each up to an additional five (5) pages, in other words, up to twenty (20) pages, for Director Defendants' opening memorandum in support of and Plaintiffs' memorandum in opposition to Director Defendants' motion to dismiss.

Dated: September 10, 2008.

GIRARD GIBBS LLP

By: _____/s/
Jonathan K. Levine
Elizabeth C. Pritzker
Attorneys for Individual and Representative
Plaintiffs Clarke and Rebecca Wixon and
Norman and Barbara Wixon

